H2 03-11-02

DYD D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wallace et al.

Serial No. 10/039,869

Filed: November 9, 2001

For: METHODS FOR IDENTIFYING

COMPOUNDS AS ANTIOXIDANTS

MAR 10 7 2002

:

: Group Art Unit: not assigned

: Examiner: not assigned

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for Express Mail in an envelope addressed to:

The Assistant Commissioner for Patents,

Washington, D.C., 20231

Nina Re

EL 936708921 US
Express Mail Tracking Number

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The Examiner is respectfully requested to consider the references, which may qualify as prior art and are listed on the attached Patent and Trademark Office Form PTO-1449.

This information is cited in a spirit of forthrightness and cooperation to enable the applicants to obtain that measure of protection for the invention to which there is entitlement. However, no representation is made that the listed art actually qualifies as prior art under the patent statute and the mere use of PTO-1449 is not an admission that all listed references are prior art. No representation is made that applicants know of the best art.

Pursuant to 37 C.F.R. 1.98(d) the references listed on the accompanying Form PTO-1449 have been provided by Applicants in United States Application Serial No. 08/924,301 filed September 5, 1997 from which the present application claims priority under 35 U.S.C. 120. Accordingly, further copies of the references are not provided.

It is believed that this submission does not require the payment of any fees. If this is incorrect, however, please charge any requisite fees to Deposit Account No. 07-1969.

Respectfully submitted,

Lua yorda

Heeja Yoo-Warren Reg. No. 45,495

GREENLEE, WINNER AND SULLIVAN, P.C.

5370 Manhattan Circle, Suite 201

Boulder, CO 80303

Telephone: (303) 499-8080 Facsimile: (303) 499-8089

E-mail: winner@greenwin.com

Attorney docket No. 50-96B

nnr: March 7, 2002

Page 1 of 2

| | | rage 1 01 2 |
|--------------------------|------------------------------|------------------------------|
| Form PTO 1449 | MAR U 7 2002 | |
| ATTY DOCKET NO. 50-96B | SERIAL NO. 10/039, 60 70,000 | FILING DATE November 9, 2001 |
| APPLICANT Wallace et al. | TADEM | GROUP not assigned |

U.S. PATENT DOCUMENTS

| Exmr Initial | Document Number | Date | Name | Class | Subclass | Filing Date if Appropriate |
|-----------------|--------------------|------|------|-------|----------|----------------------------|
| | | | | | | |
| | | | | | | |

FOREIGN PATENT DOCUMENTS

| | Document Number | Date | Country | Class | Subclass | Translation Yes/No |
|-----|--------------------|------|---------|-------|----------|-----------------------|
| | | | | | | |
| l A | | | | | | |

OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, etc.)

| | OTHER FRIOR ART (including Author, Title, Dute, Tertificial Tuges, etc.) |
|------|---|
| 1 | Beal, M.F. (1995) "Aging, Energy and Oxidative Stress in Neurodegenerative Diseases" Ann. of Neurol. 38:357-366. |
| 2 | Carlsson et al. (1995) "Mice Lacking Extracellular Superoxide Dismutase are More Sensitive to Hyperoxia" <i>Proc. Natl. Acad. Sci. USA</i> 92:6264-6268. |
| 3 | Chan et al. (1995) "Transgenic Mice and Knockout Mutants in the Study of Oxidative Stress in Brain Injury" J. of Neurotrauma 12:815-824. |
| 4 | Day et al. (1995) "A Metalloporphyrin Superoxide Dismutase Mimetic Protects Against Paraquat-Induced Endothelial Cell Injury, in vitro" J. of Pharm. and Experimental Therapeutics 275:1227-1232. |
| 5 | Day, B.J. and Crapo, J.D. (1996) "A Metalloporphyrin Superoxide Dismutase Mimetic Protects Against Paraquat-Induced Lung Injury in vivo" <i>Toxicology and Applied Pharmacology</i> 140 :94-100. |
| 6 | Doctrow et al. (1997) "Salen-Manganese Complexes: Combined Superoxide Dismutase/Catalase Mimics with Broad Pharmacological Efficacy" Advances in Pharmacology 38:247-268. |
| 7 | Friedlander et al. (1997) "Inhibition of ICE Slows ALS in Mice" Nature 388:31. |
| 8 | Halliwell, B. (1992) "Reactive Oxygen Species and the Central Nervous System" J. of Neurochem. 59:1609-1623. |
| 9 | Ikonomidou, C. (1996) "Motor Neuron Degeneration Induced by Excitotoxin Agonists has Features in Common with Those Seen in the SOD-1 Transgenic Mouse Model of Amyotrophic Lateral Sclerosis" J. of Neuropathol. Exp. Neurol. 55:211-224. |

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

| | <u> </u> | Page 2 of 2 |
|--------------------------|----------------------|------------------------------|
| Form PTO 1449 | MAR D 7 2002 | |
| ATTY DOCKET NO. 50-96B | SERIAL NO. 10/039.09 | FILING DATE November 9, 2001 |
| APPLICANT Wallace et al. | PADEMA | GROUP not assigned |

| 10 | Kostic et al. (1997) "Prolonging Life in a Transgenic Mouse Model of Familial Amyotrophic Lateral Sclerosis" Science 227:559-562. |
|----|--|
| 11 | Lebovitz et al. (1996) "Neurodegeneration, Myocardial Injury, and Perinatal Death in Mitochondrial Superoxide Dismutase-Deficient Mice" <i>Proc. Natl. Acad. Sci. USA</i> 93:9782-9787. |
| 12 | Li et al. (1995) "Dilated Cardiomyopathy and Neonatal Lethality in Mutant Mice Lacking Manganese Superoxide Dismutase" <i>Nature Genetics</i> 11:376-381. |
| 13 | Mattson, M.P. "Calcium and Neuronal Injury in Alzheimer's Disease" Ann. NY Acad. of Sciences 747:50-76. |
| 14 | Melov et al. (1997) "Multi-Organ Characterization of Mitochondrial Genomic Rearrangement in ad libitum and Caloric Restricted Mice Show Striking Somatic Mitochondrial DNA Rearrangements with Age" Nucleic Acids Research 25:974-982. |
| 15 | Pecoraco et al. (1994) "Interaction of Manganese with Dioxygen and Its Reduced Derivatives" Chem. Rev. 94:807-826. |
| 16 | Reaume et al. (1996) "Motor Neurons in Cu/Zn Superoxide Dismutase-Deficient Mice Develop Normally but Exhibit Enhanced Cell Death After Axonal Injury" Nature Genetics 13:43-47. |
| 17 | Simonian and Coyle (1996) "Oxidative Stress in Neurodegenerative Diseases" Annu. Rev. Pharmacol. Toxicol. 36:83-106. |
| 18 | Szabo, C. (1996) "Physiological and Pathophysiological Roles of Nitric Oxide in the Central Nervous System" <i>Brain Res. Bul.</i> 41:131-141. |
| 19 | Wallace, D.C. (1996) "Mitochondrial DNA Mutations and Bioenergetic Defects in Aging and Degenerative Diseases" <i>Mitochondrial Disorders</i> , eds. D.N. Rosenburg et al., pp. 237-269. |
| 20 | Wang et al. (1996) "Superoxide Dismutase Protects Calcineurin from Inactivation" Nature 383:434-437. |
| 21 | Yim et al. (1996) "A Gain-of-Function of an Amyotrophic Lateral Sclerosis-Associated Cu, Zn-Superoxide Dismutase Mutant: An Enhancement of Free Radical Formation Due to a Decrease in Km for Hydrogen Peroxide" <i>Proc. Natl. Acad. Sci. USA</i> 93:5709-5714. |

| EX | A 10 | | M | \neg T | ` |
|----|------|---|----|----------|---|
| нх | A 11 | _ | ъ. | н | æ |
| | | | | | |

DATE CONSIDERED

***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.